

**DRAFTER'S NOTE**  
**FROM THE**  
**LEGISLATIVE REFERENCE BUREAU**

LRB-3547/P7dn  
MGG:eev:rs

January 23, 2014

1. Regarding leasing of MFL for recreational activities: I could find no past administrative rule that authorized the leasing of MFL for recreational activities. There used to be a note in the code following the definition of “developed for commercial recreation.” The definition and note read as follows:

“NR 46.15 (8) ‘Developed for commercial recreation’ means the alteration of the land or its features or the addition of improvements which impede, interfere with, or prevent the practice of forestry.

**Note:** This definition is not meant to preclude or prohibit a landowner from leasing land for hunting or other recreational activities compatible with the practice of forestry.”

I have based the provision in s. 77.83 (2) (ar), created in this bill, on the language used in this note.

The note has since disappeared from the administrative code but the definition remains. The defined phrase is used in the current statutes. See s. 77.82 (1) (b) 2. This type of commercial recreation seems different than leasing lands for recreational activities. See the definition of “recreational activities” in s. 77.81 (6), as it is amended in this draft. However, let me know if you think any additional changes in the statutes are needed.

2. The draft is silent on how a county becomes aware that DNR has entered an order of withdrawal. Do you want additional language drafted?
3. There are embedded notes in this draft to assist you in your review.
4. Again, we did a partial redraft to /P6 and then a final redraft to /P7.

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